

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA, )  
Plaintiff, ) CASE NO. 4:02CR116  
vs. )  
DEREK D. DABNEY, ) MEMORANDUM AND ORDER  
Defendant. )

This matter is before the court on the Government's motion to continue the filing of its answer to defendant's § 2255 motion (Filing No. 141). The motion is granted.

**IT IS ORDERED:**

1. That by April 19, 2006, the United States shall answer or otherwise respond to the defendant's § 2255 motion, and shall file an accompanying brief; and
  2. That by May 19, 2006, the defendant may file a reply brief.

DATED this 5<sup>th</sup> day of April, 2006.

BY THE COURT:

s/Joseph F. Bataillon  
**JOSEPH F. BATAILLON**  
United States District Judge